

State of New Jersey
Department of Labor and Workforce Development
Board of Review

MEMORANDUM

To: Joseph Sieber, Chairman;
Gerald Yarbrough, Vice Chairman;

FROM: Nancy Hunt, Executive Secretary
Board of Review

Subject: Minutes of the June 8, 2016
Board of Review Meeting

Date: June 13, 2016

THESE MINUTES HAVE NOT BEEN FORMALLY APPROVED AND ARE SUBJECT TO CHANGE OR MODIFICATION BY THE BOARD OF REVIEW AT ITS NEXT MEETING. NO DECISION OF THE BOARD OF REVIEW IS FINAL UNTIL IT HAS BEEN MAILED TO THE INTERESTED PARTIES.

1. **FORMAL OPENING:** A regular meeting of the Board of Review, Department of Labor was held on Wednesday, June 8, 2016, at 9:00 a.m. at the Board of Review offices, Labor Building, John Fitch Plaza, 7th Floor, Large Conference Room, Trenton, New Jersey. Notice of said meeting was posted in the Board of Review's office, filed with the Secretary of State, and published annually in The Trenton Times and The Star Ledger. **The next regular meeting of the Board of Review is scheduled for Wednesday, June 15, 2016, at 9:00 a.m.** at the Board of Review offices, Labor Building, John Fitch Plaza, 7th Floor, Large Conference Room, Trenton, New Jersey.

Roll Call: Present: Mr. Sieber, Chairman
Ms. Futterman, Board Member
Ms. Hunt, Executive Secretary
Absent: Mr. Yarbrough, Vice-Chairman

2. Following a motion by Mr. Sieber and seconded by Ms. Futterman, the minutes of the June 1, 2016 meeting were approved.

3. New Business

(a) Dkt. No.: 00079604

This matter presented to the Board by Appellate Specialist Matos to decide if claimant's health problems were attributable to her work. The Appeal Tribunal affirmed the determination of the Deputy which held the claimant disqualified for voluntary leaving of work under N.J.S.A. 43:21-5(a). The Board of Review decided that additional information was necessary to decide and remanded the matter. Ms. Matos will prepare the remand.

(b) Dkt. No.: 00083675

This issue, presented by Appellate Specialist Hart to the Board to decide whether employer's complaint about the claimant's work gave him good cause to quit. The Deputy held the claimant disqualified for voluntary leaving. The Appeal Tribunal reversed the Deputy holding no disqualification under N.J.S.A. 43:21-5(a). After consideration, the Board noted that the decision was not supported by the record, and reversed the Appeal Tribunal. Ms. Hart will prepare the decision.

(c) Dkt. No.: 00055294

Appellate Specialist Hart presented to the Board to decide if the appellate bodies have jurisdiction to reach the case on its merits. The Deputy held the claimant disqualified for benefits for voluntary leaving under N.J.S.A. 43:21-5(a). The Appeal Tribunal held the claimant's appeal late with good cause and reversed the voluntary leaving disqualification. The Board of Review remanded the matter to the Appeal Tribunal. The most recent Appeal Tribunal decision dismissed the claimant's appeal as late without good cause and no ruling was made on the merits. The Board of Review affirmed the decision holding the appeal late with good cause. Ms. Hart will prepare the decision.

There being no further business to transact, a motion was made by Ms. Futterman to adjourn the meeting. Mr. Sieber seconded the motion.

SUBMITTED FOR APPROVAL:

Nancy Hunt
Executive Secretary

NH:ldv